United Nations S/2006/774

Security Council

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Draft resolution

The Security Council,

Recalling its resolutions and the statements of its President concerning the Democratic Republic of the Congo, in particular its resolutions 1565 of 1 October 2004, 1592 of 30 March 2005, 1596 of 18 April 2005, 1621 of 6 September 2005, 1628 of 30 September 2005, 1635 of 28 October 2005, 1671 of 25 April 2006, 1693 of 30 June 2006, and its resolutions 1650 of 21 December 2005, 1669 of 10 April 2006 and 1692 of 30 June 2006 relating to the situation in Burundi and in the Great Lakes region of Africa,

Paying tribute again to the citizens of the Democratic Republic of the Congo who, on 30 July 2006, demonstrated their extraordinary commitment to the democratic process by taking part in great numbers, freely and peacefully, in the first stage of democratic elections of historical importance to their nation,

Reaffirming its commitment to respect the sovereignty, territorial integrity and political independence of the Democratic Republic of the Congo as well as all States in the region and its support for the process of the Global and All Inclusive Agreement on the Transition, signed in Pretoria on 17 December 2002,

Underlining the importance of elections as the foundation for longer term restoration of peace and stability, national reconciliation and establishment of the rule of law in the Democratic Republic of the Congo,

Commending the role in support of the electoral process played by the United Nations Organization Mission in the Democratic Republic of the Congo (MONUC), the United Nations Development Programme (UNDP), and other international partners of the Democratic Republic of the Congo who provided support to the electoral process, in particular its African partners, and especially South Africa, as well as the European Union and the Force it has temporarily deployed during this period ("EUFOR R.D.Congo"),

Taking note of the fact that the second round of the presidential elections, as well as the provincial elections, are scheduled for 29 October 2006,

Stressing the primary responsibility of the Government of the Democratic Republic of the Congo for ensuring security during the period encompassing the elections,

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Paying tribute to the donor community for the assistance they provide to the Democratic Republic of the Congo, in particular to the electoral process, and *encouraging* them to maintain it,

Deploring again the violence that erupted in Kinshasa on 20 to 22 August 2006 between security forces loyal to the two remaining presidential candidates,

Condemning the continuation of hostilities by militias and foreign armed groups in the eastern part of the Democratic Republic of the Congo, and the threat they pose to the holding of elections,

Deploring the persistence of violations of human rights and international humanitarian law in the Democratic Republic of the Congo, in particular those carried out by these militias and foreign armed groups and by elements of the Armed Forces of the Democratic Republic of the Congo (FARDC), and *stressing* the urgent need for those responsible for these crimes to be brought to justice,

Condemning the continuing illicit flow of weapons within and into the Democratic Republic of the Congo, and *declaring its determination* to continue close monitoring of the implementation of the arms embargo imposed by resolution 1493 and expanded by resolution 1596, and to enforce the measures provided for in paragraphs 13 and 15 of resolution 1596 against persons and entities acting in violation of this embargo,

Bearing in mind that the mandate of the United Nations Operation in Burundi (ONUB) will expire on 31 December 2006,

Taking note of the report of the Secretary-General dated 22 September 2006 (S/2006/759), and of its recommendations,

Noting that the situation in the Democratic Republic of the Congo continues to constitute a threat to international peace and security in the region,

Acting under Chapter VII of the Charter of the United Nations,

1. *Decides* to extend the mandate of MONUC, as contained in resolutions 1565, 1592, 1596, 1621 and 1635 until 15 February 2007;

2. *Decides* to extend until 15 February 2007 the increase in the military and civilian police strength of MONUC authorized by resolutions 1621 and 1635;

3. *Decides* to extend until 31 December 2006 the authorization contained in resolutions 1669 and 1692 for the Secretary-General to redeploy temporarily a maximum of one infantry battalion, a military hospital and 50 military observers from ONUB to MONUC;

4. *Takes note* of the recommendation of the Secretary-General to temporarily maintain until 15 February 2007 the capabilities referred to in paragraph 3 above, and expresses its intention to re-examine this issue before 31 December 2006 with a view to ensuring that MONUC has adequate capabilities to perform its mandate fully until the date referred to in paragraph 1;

5. *Underlines* the temporary character of the provisions of paragraphs 2 and 3 above, and *requests* the Secretary-General to take the necessary steps with a view to downsizing or repatriating this additional strength by 15 February 2007, as long as their presence in the Democratic Republic of the Congo would no longer be vital to the successful completion of the electoral process;

6. *Calls once again* on the Transitional institutions and on all Congolese parties to ensure that free, fair and peaceful elections take place, that the next steps of the timetable for polls developed by the Independent Electoral Commission are scrupulously respected and calls on all candidates, in particular the two remaining presidential candidates, to restate their commitment to the democratic process;

7. *Reiterates* the importance of a cantonment of non-police security forces in the province of Kinshasa and its support for the International Committee in Support of the Transition (CIAT) in this regard, and *takes note* of the Commitment for a weapons-free city-province of Kinshasa signed on 23 September 2006;

8. *Calls on* the Transitional institutions and all Congolese parties to ensure that the security forces exercise restraint and remain impartial while providing security to the electoral process, and to respect the rights of every candidate to conduct a campaign;

9. *Calls* on all Congolese parties to refrain from incitement to hatred and violence and from any threat or use of force to prevent elections, dispute their outcome or subvert the peace process, and to resolve political differences by peaceful means, including through the framework established with the facilitation of MONUC, and in the framework of democratic institutions and the rule of law;

10. *Welcomes* the intention expressed by the Secretary-General to consult closely with the new Congolese authorities on an adjustment of MONUC's mandate and capacities after the completion of the electoral process, requests the Secretary-General to submit recommendations to the Council in this regard by the end of January 2007, and *expresses* its commitment to continue to contribute to the consolidation of peace and stability in the Democratic Republic of the Congo in the post-transitional period;

11. *Decides* to remain actively seized of the matter.